

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Southern California Gas Company Regarding Year Seven (2000-2001) Under Its Experimental Gas Cost Incentive Mechanism and Related Gas Supply Matter. (U 904 G)

Application 01-06-027
(Filed June 15, 2001)

**RULING OF THE LAW AND MOTION ADMINISTRATIVE LAW JUDGE
DENYING MOTION OF SOUTHERN CALIFORNIA EDISON COMPANY
TO COMPEL SOUTHERN CALIFORNIA GAS COMPANY
TO PRODUCE DISCOVERY**

The undersigned Administrative Law Judge (ALJ), acting in the capacity of law and motion ALJ, hereby denies the above-referenced motion filed January 25, 2002, by protestant Southern California Edison Company (SCE), as amended by the parties' joint letter dated June 17, 2002. The reason for denying this motion is that the concerns raised by SCE in the underlying application either have been addressed in Decision (D.) 02-06-023 in Application (A.) 00-06-023, or will be addressed in Investigation (I.) 02-11-040. Other noncontroversial issues will be resolved in this proceeding without an evidentiary hearing. The discovery dispute consequently is moot.

The January 16, 2003, Scoping Memo and Ruling of the Assigned Commissioner and ALJ in this proceeding states that, "based on the actions taken in D.02-06-023 and I.02-11-040, the issues raised by SCE [and others] in their protests to this application have either been resolved in D.02-06-023, or will be addressed in I.02-11-040" (page 5), and obviates any hearing that was to be

scheduled. Discovery of evidence that would either be admissible or reasonably calculated to lead to the discovery of evidence admissible at the hearing in this proceeding is moot. Discovery that may be sought on issues of concern previously raised in this proceeding should be obtained, and discovery disputes must be resolved, in I.02-11-040.

IT IS SO RULED.

Dated February 6, 2003, at San Francisco, California.

/s/ Victor D. Ryerson
Victor D. Ryerson
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Ruling of the Law and Motion Administrative Law Judge Denying Motion of Southern California Edison Company to Compel Southern California Gas Company to Produce Discovery on all parties of record in this proceeding or their attorneys of record.

Dated February 6, 2003, at San Francisco, California.

/s/ Antonina V. Swansen
Antonina V. Swansen

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.